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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MARCH 2, 2001

APPLICATION OF

BROOKFIELD WATER COMPANY, INC.

CASE NO. PUE000409

For a certificate of public
convenience and necessity to
provide water service to the
Brookfield subdivision

ORDER

On August 1, 2000, Brookfield Water Company, Inc.
("Brookfield" or the "Company"), filed an application with the
State Corporation Commission ("Commission") pursuant to § 265.3
of the Utility Facilities Act, § 56-265.1 et seq. of the Code of
Virginia, to obtain a certificate of public convenience and
necessity to provide water service to the Brookfield subdivision
in Botetourt County, Virginia. On October 13, 2000, Brookfield
filed an amendment revising certain of its rates, charges,
rules, and regulations for clarification purposes.

In its application as amended, Brookfield proposes to
render its water bills in arrears on a bi-monthly basis at the
following rates: a minimum charge of \$20 for any portion of the
first 4,000 gallons; and \$3 per each 1,000 gallons thereafter.
Brookfield proposes that the bi-monthly minimum service charge
of \$20 shall become effective when water service is connected to

the lot, and that no bill shall be rendered for less than the minimum service charge, regardless of usage.

The Company proposes the following service connection charges for water service: \$800 for a 3/4 inch service connection; and \$800 plus cost to the Company greater than for a 3/4 inch connection for service connections over 3/4 inch. When service has been discontinued because of a violation of Brookfield's rules and regulations or for non-payment of any bill, the Company proposes a turn-on charge of \$25.00. After initial meter installation, a \$10.00 charge will be made for any meter turn-on or turn-off requested by the customer, except when related to changes of occupancy. If the meter is removed by the Company, a charge of \$40.00 will be made for reinstallation and connection. The Company will not charge for meter testing where the meter has not been tested within the past two year period; if the meter has been tested within this period, the customer must pay the actual cost of the test, unless the meter is found to have an average error greater than 2%.

Brookfield proposes the following additional miscellaneous charges: a late payment charge of 1.5% per month; bad check charge of \$6.00; and a customer deposit in an amount equal to no more than the customer's estimated bill for two months' water service usage.

On November 7, 2000, the Commission issued an Order Inviting Written Comments and Requests for Hearing which directed Brookfield to give notice of its application to customers and local officials in its service area, to provide interested persons with an opportunity to comment and request a hearing on the application, and to submit certain financial information to the Commission's Division of Public Utility Accounting. Our Order directed Commission Staff to review the Company's application and to submit a report presenting its findings and recommendations to the Commission.

No comments or requests for hearing were filed in this matter.

Commission Staff filed its Report on February 1, 2001, recommending that the Commission approve Brookfield's application for a certificate of public convenience and necessity pursuant to § 56-265.3 of the Utility Facilities Act, and the Company's proposed water rates and miscellaneous charges as filed. Staff did recommend, however, that the rates and charges be revisited after Brookfield files certain financial information, as required by our November 7, 2000, Order, on or before April 2, 2001.

NOW THE COMMISSION, having considered the application, the Commission Staff Report, and the applicable law, is of the opinion that the above captioned application should be approved.

We find that it is in the public interest for Brookfield to provide water service to the Brookfield subdivision in Botetourt County, Virginia, and that the proposed rates, miscellaneous charges, and rules and regulations of service do not appear to be unjust and unreasonable and therefore should be approved. Following the submission of certain financial data as required by our November 7, 2000, Order, we will require Commission Staff to review the Company's rates and miscellaneous charges and to file a report detailing its findings and recommendations.

Accordingly, IT IS ORDERED THAT:

(1) Pursuant to § 56-265.3 of the Utility Facilities Act, Brookfield shall be granted a certificate of public convenience and necessity, Certificate No. 307, authorizing it to provide water service to the Brookfield subdivision in Botetourt County, Virginia.

(2) The Company's proposed rates, charges, and rules and regulations of service are hereby approved.

(3) Following the submission of certain financial data as required by our November 7, 2000, Order, Commission Staff shall review the Company's rates and miscellaneous charges and file a report detailing its findings and recommendations.

(4) This matter shall be continued for further orders of the Commission.